

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
SOUTHEASTERN DIVISION**

JONATHAN VARVIL,

Petitioner,

v.

BILL STANGE,

Respondent.

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No. 1:23-cv-00013-SNLJ

**MEMORANDUM AND ORDER**

This matter comes before the Court on its own motion. Petitioner Jonathan Varvil has filed a petition for writ of habeas corpus pursuant to 28 U.S.C. § 2254. However, he has not submitted a motion for leave to proceed in forma pauperis or paid the filing fee. *See* E.D. Mo. L.R. 2.01(B)(1) (“The Clerk may refuse to receive and file any pleading or document in any case until the applicable statutory fee is paid, except in cases accompanied by a completed application to proceed in forma pauperis”). Petitioner will therefore be directed to either file a motion for leave to proceed in forma pauperis or pay the \$5.00 filing fee within **thirty (30) days** of the date of this order. If petitioner fails to comply, this action will be dismissed without prejudice and without further notice.

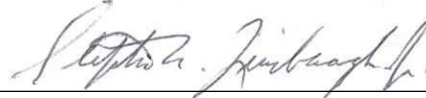
Accordingly,

**IT IS HEREBY ORDERED** that the Clerk of Court shall send to petitioner a copy of its motion for leave to proceed in forma pauperis form.

**IT IS FURTHER ORDERED** that petitioner must either file a motion for leave to proceed in forma pauperis or pay the full \$5.00 filing fee within **thirty (30) days** of the date of this order.

**IT IS FURTHER ORDERED** that if petitioner fails to either file a motion for leave to proceed in forma pauperis or pay the full \$5.00 filing fee within **thirty (30) days** of the date of this order, the Court will dismiss this action without prejudice and without further notice.

Dated this 6<sup>th</sup> day of March, 2023.

A handwritten signature in black ink, appearing to read "Stephen N. Limbaugh, Jr.", written over a horizontal line.

STEPHEN N. LIMBAUGH, JR.  
SENIOR UNITED STATES DISTRICT JUDGE